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7 UNITED STATES DISTRICT COURT
8 NORTHERN DISTRICT OF CALIFORNIA
9 OAKLAND DIVISION

10 UNITED STATES OF AMERICA,)	No. CR-10-00237 SBA
)	
11 Plaintiff,)	STIPULATED REQUEST TO CONTINUE
)	HEARING DATE TO MAY 4, 2010 AND
12 v.)	TO EXCLUDE TIME UNDER THE
)	SPEEDY TRIAL ACT AND ORDER
13)	
14 JESSIE JAMES REDONDO,)	
)	Hearing Date: April 27, 2010
15 Defendant.)	Time: 9:00 a.m.
)	
)	

17 The above-captioned matter is set on April 27, 2010 before this Court for a status
18 hearing. The parties jointly request that the Court continue the matter to May 4, 2010 at 9:00
19 a.m., and that the Court exclude time under the Speedy Trial Act, 18 U.S.C. §§ 3161(h)(7)(A)
20 and (B)(iv), between April 27, 2010 and May 4, 2010.

21 On April 1, 2010, the Grand Jury charged Mr. Redondo with possession with intent to
22 distribute methamphetamine, in violation of 21 U.S.C. § 841(a)(1), possession of a firearm in
23 furtherance of a drug trafficking crime, in violation of 18 U.S.C. § 924(c), and as a felon in
24 possession of a firearm, in violation of 18 U.S.C. § 922(g). He is subject to a mandatory
25 minimum sentence of 10 years, and a statutory maximum of life imprisonment. He also faces a
26 mandatory consecutive sentence of 5 years for the Section 924(c) offense.

Stip. Req. To Continue Hearing Date and to
Exclude Time, No. CR-10-00237 SBA

1 The current status of the case is that the parties are negotiating this matter and anticipate
 2 that there will be a negotiated disposition of the case. In the meantime, the government has
 3 produced discovery to the defense and defense counsel needs additional time to review and
 4 process the discovery provided and to discuss those materials with her client. The defense also
 5 requires additional time to complete its investigation of the circumstances of the offense and to
 6 collect Mr. Redondo's prior conviction records to prepare an estimate of his anticipated
 7 Guidelines range.

8 The requested continuance will allow the defense to complete its review of the discovery,
 9 to investigate the underlying facts of the case, and to obtain and review records. For this reason,
 10 the parties agree that the failure to grant this continuance would unreasonably deny counsel for
 11 defendant the reasonable time necessary for effective preparation, taking into account the
 12 exercise of due diligence.

13 The parties further stipulate and agree that the ends of justice served by this continuance
 14 outweigh the best interest of the public and the defendant in a speedy trial. Accordingly, the
 15 parties agree that the period of time from April 27, 2010 to May 4, 2010, should be excluded in
 16 accordance with the provisions of the Speedy Trial Act, 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv),
 17 for effective preparation of defense counsel, taking into account the exercise of due diligence.

18
 19 DATED: April 22, 2010

_____/S/
 WADE RHYNE
 Assistant United States Attorney

20
 21 DATED: April 22, 2010

_____/S/
 ANGELA M. HANSEN
 Assistant Federal Public Defender

22
 23
 24 I hereby attest that I have on file all holograph signatures for any signatures indicated by
 25 a "conformed" signature (/S/) within this e-filed document.
 26

ORDER

Based on the reasons provided in the stipulation of the parties above, the Court hereby
FINDS:

1. Given that the government has produced discovery in this case and that defense counsel needs time to complete its review the discovery and to discuss the discovery materials with her client;


2. Given that the defense needs additional time to continue to investigate the underlying facts of the case and to obtain records to calculate defendant's sentencing Guidelines range;

3. Given that these above-listed tasks are necessary to the defense preparation of the case and that the failure to grant the requested continuance would unreasonably deny counsel for defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence;

4. Given that the ends of justice served by this continuance outweigh the best interest of the public and the defendant in a speedy trial;

Based on these findings, IT IS HEREBY ORDERED that the STATUS date of April 27, 2010 scheduled at 9:00 a.m., before the Honorable Saundra Brown Armstrong, is vacated and reset for May 4, 2010, at 9:00 a.m. It is FURTHER ORDERED that time is excluded pursuant to the Speedy Trial Act, 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv), from April 27, 2010 to May 4, 2010.

DATED:4/27/10


HON. SAUNDRA BROWN ARMSTRONG
United States District Judge